

DN FST CV 15 6048103-S

DONNA L. SOTO, ADMINISTRATRIX)	SUPERIOR COURT
OF THE ESTATE OF VICTORIA L.)	
SOTO, DECEASED, ET AL.)	J.D. OF FAIRFIELD/BRIDGEPORT
)	@ BRIDGEPORT
v.)	
)	
BUSHMASTER FIREARMS)	
INTERNATIONAL, LLC, ET AL.)	NOVEMBER 2, 2015

MOTION FOR EXTENSION OF TIME TO PLEAD

The Defendants in the above-referenced matter, Remington Arms Company, LLC and Remington Outdoor Company, Inc.,¹ respectfully move the Court for an extension of time of thirty (30) days from November 28, 2015 to December 28, 2015, within which to file a pleading in response to the Plaintiffs' First Amended Complaint dated October 29, 2015. In support of this motion, the Defendants represent as follows:

1. Plaintiffs commenced this action by summons and complaint returnable to this Court on February 3, 2015.
2. On or about January 15, 2015, the Defendants removed this action to the United States District Court for the District of Connecticut.
3. On October 16, 2015, the United States District Court for the District of Connecticut, Chatigny, J., issued an order remanding this action to this Court.
4. The time for the Defendants to respond to the original complaint in this Court was stayed between the time that the Notice of Removal was filed and the remand order was issued.

¹ As well as the various dba's and aka's referenced by the Plaintiffs in the Complaint, including Bushmaster Firearms International, LLC, Bushmaster Firearms, Inc., Freedom Group, Inc., Freedom Group, Freedom Group, LLC, Bushmaster Holdings, LLC, and Bushmaster Firearms Int., Inc.

5. On October 29, 2015, Plaintiffs filed a First Amended Complaint – presumably under a claim that they were entitled to amend as of right under Practice Book Section 10-59.

6. Pursuant to Practice Book Section 10-8, a responsive pleading to the First Amended Complaint from Defendants currently would be due on November 28, 2015.

7. In light of the recent amendment to the Complaint, Defendants need additional time to prepare a responsive pleading to the First Amended Complaint.

8. Additionally, Defendants have filed an Application to refer and transfer this action to the Complex Litigation Docket, which application is presently pending. As it is expected that there will be significant motion practice with respect to the First Amended Complaint, it makes practical sense to obtain a ruling on the Application for referral to the Complex Litigation Docket to be decided before motions addressed to the pleadings are filed.

WHEREFORE, for the foregoing reasons, the Defendants, Remington Arms Company, LLC and Remington Outdoor Company, Inc., respectfully move the Court for an extension of time until December 28, 2015, within which to file a responsive pleading to the First Amended Complaint dated October 29, 2015.

THE DEFENDANTS,

REMINGTON ARMS CO., LLC and
REMINGTON OUTDOOR COMPANY, INC.

BY: /s/ Scott M. Harrington/#307196

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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing was mailed on November 2, 2015 to the following counsel:

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